

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

BRIAN AND THERESA BACON,
Plaintiffs

v.

**USAA CASUALTY INSURANCE
COMPANY,**
Defendant

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:
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:
:

No. 1:18-cv-01686

(Judge Kane)

ORDER

AND NOW, on this 6th day of May 2019, upon consideration of Defendant USAA Casualty Insurance Company (“Defendant USAA”)’s Motion to Strike Immaterial/Impertinent Matter (Doc. No. 5), and in accordance with the Memorandum entered concurrently with this Order, **IT IS ORDERED THAT:**

1. Defendant USAA’s Motion to Strike (Doc. No. 5) is **GRANTED IN PART** and **DENIED IN PART**, as follows: the motion is **GRANTED** as to paragraphs 10 and 11 of Plaintiffs’ complaint (Doc. No. 1-3, Exhibit H), and **DENIED** as to paragraphs 29 and 30 of Plaintiffs’ complaint (Doc. No. 1-3, Exhibit H); and
2. Defendant USAA shall file an answer to Plaintiffs’ complaint within twenty-one (21) days of the date of this Order.

s/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania